

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HUGH JOHN TULLY and PENELOPE CAROL  
TULLY, on Behalf Themselves and All Others  
Similarly Situated,

Plaintiffs,

v.

THE CHARLES SCHWAB CORPORATION,  
SCHWAB INVESTMENTS, CHARLES  
SCHWAB & CO. INC., CHARLES SCHWAB  
INVESTMENT MANAGEMENT, INC.,  
CHARLES R. SCHWAB, EVELYN DILSAVER,  
RANDALL W. MERK and GEORGE PEREIRA

Defendants.

Case No. 08-cv-3652 (BSJ) (MHD)

NOTICE OF FILING

Please take notice that on May 16, 2008, in the United States District Court for the Northern District of California, the YieldPlus Investor Group filed a motion to consolidate, to appoint the YieldPlus Investor Group as Lead Plaintiff and to approve the Proposed Lead Plaintiff's selection of counsel.

Dated: May 16, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

By: /s/ David S. Nalven  
DAVID S. NALVEN

One Main Street, 4th Floor  
Cambridge, MA 02142  
Telephone: (617) 482-3700  
Facsimile: (617) 482-3003  
davidn@hbsslaw.com

Steve Berman  
HAGENS BERMAN SOBOL SHAPIRO, LLP  
1301 Fifth Avenue, Suite 2900  
Seattle, WA 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
steve@hbsslaw.com

Reed R. Kathrein  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
reed@hbsslaw.com

Counsel for Lead Plaintiff Movant  
The YieldPlus Investor Group

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HUGH JOHN TULLY and PENELOPE CAROL  
TULLY, on Behalf Themselves and All Others  
Similarly Situated,

Plaintiffs,

v.

THE CHARLES SCHWAB CORPORATION,  
SCHWAB INVESTMENTS, CHARLES  
SCHWAB & CO. INC., CHARLES SCHWAB  
INVESTMENT MANAGEMENT, INC.,  
CHARLES R. SCHWAB, EVELYN DILSAVER,  
RANDALL W. MERK and GEORGE PEREIRA

Defendants.

Case No. 08-cv-3652 (BSJ) (MHD)

CERTIFICATE OF SERVICE

I, David S. Nalven, hereby certify that on Thursday, May 16, 2008, true and correct  
copies of the attached document, in the above-captioned proceeding, were served  
electronically in accordance with the Federal Rules of Civil Procedure and the S.D.N.Y.  
Procedures for Electronic Case filing, upon:

Daniel W. Krasner (krasner@whafh.com)  
Robert B. Weintraub (weintraub@whafh.com)  
Wolf Haldenstein Adler Freeman & Herz LLP  
270 Madison Avenue  
New York, NY 10016

Matthew M. D'Amore (mdamore@mofo.com)  
Morrison & Foerster LLP  
1221 Avenue of the Americas  
New York, NY 10020

Dated: May 16, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

By: /s/ David S. Nalven  
DAVID S. NALVEN

One Main Street, 4th Floor  
Cambridge, MA 02142  
Telephone: (617) 482-3700  
Facsimile: (617) 482-3003  
davidn@hbsslaw.com